

AUG 19 2003
OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Herbert M. Reynolds et al.
Application No.: 10/035,990
Filing Date: December 31, 2001
Group Art Unit: 2856
Attorney Docket No.: 60,598-003
For: DESIGN TEMPLATE

CERTIFICATE OF MAILING
Date of Deposit with U.S. Postal Service August 12, 2003. I hereby certify that this paper and attachments are being deposited with the United States Postal Service as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to MAIL STOP PETITIONS Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
Dawn Large
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TRANSMITTAL FOR
PETITION TO REVIVE FOR UNINTENTIONAL ABANDONMENT
AND REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST

MAIL STOP PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

Enclosed for consideration is a Request to Rescind a Previous Non-publication Request and a Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) and (f). The above-referenced application was filed with a non-publication request on December 31, 2001. An application was filed in a foreign country that requires publication of applications 18 months after filing on December 23, 2002. Thus, the above-referenced application became abandoned on February 6, 2003 for failure to notify the United States Patent and Trademark Office within 45 days after filing of a foreign application. The enclosed documents are submitted to request rescission of the previous non-publication request and to revive the unintentionally abandoned application.

A check in the amount of \$650.00 is enclosed. If any other fees are due with this submission, please charge our deposit account no. 08-2789. A duplicate copy of this letter is enclosed.

Respectfully submitted,

HOWARD & HOWARD ATTORNEYS, P.C.

James R. Yee
James R. Yee, #34,460

39400 Woodward Avenue, Suite 101
Bloomfield Hills, Michigan 48304-5151

#9

PTO/SB/64a (05-03)

Approved for use through xx/xx/200x. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL
FILING (37 CFR 1.137(f))**

Docket Number (Optional)

60598-003

First named inventor: Herbert M. Reynolds et al.

Application No.: 10/035,990

Art Unit: 2856

Filed: December 31, 2001

Examiner: R. Raavis

Title: DESIGN TEMPLATE

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OFFICE OF PETITIONSAttention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 308-6916

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NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION
UNDER 37 CFR 1.137(b)

1. Petition fee☒ Small entity-fee \$ 650.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))**2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))**

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign or international application is December 23, 2002.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

[NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

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WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

August 11, 2003

Date

Telephone

Number: (248) 723-0349

Signature

James R. Yee, #34,460

Typed or printed name

39400 Woodward Avenue Suite 101

Address

Bloomfield Hills, MI 48304-5151Enclosures: ☒ Fee Payment☐ Additional sheets containing statements establishing unintentional delay☐ Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

August 12, 2003

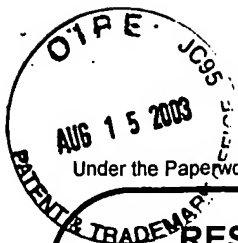
Date



Signature

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Type or printed name of person signing certificate



#10

PTO/SB/36 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**RESCISSION OF PREVIOUS
NONPUBLICATION REQUEST**
(35 U.S.C. 122(b)(2)(B)(ii))
**AND, IF APPLICABLE,
NOTICE OF FOREIGN FILING**
(35 U.S.C. 122(b)(2)(B)(iii))

Send completed form to:
Mail Stop PG Pub
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 305-8568

Application Number		10/035,990
Filing Date		December 31, 2001
First Named Inventor		Herbert M. Reynolds et al.
Title	DESIGN TEMPLATE	
Atty Docket Number		60598-003
Group Art Unit		2856
Examiner		R. Raavis

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A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby **rescind** the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required.

See 37 CFR 1.137(f). A Petition for Revival of An Application for Patent Abandoned for failure to Notify the Office of A foreign or International Filing (37 CFR 1.137(f)) and August 11, 2003

Date

(248) 723-0349

Telephone Number

Signature

James R. Yee, #34,460

Typed or printed name

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This request must be signed in compliance with 37 CFR 1.33(b).

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703) 605-4283 or by e-mail at PGPub@USPTO.gov.

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Name (Print/Type)

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Signature

Dawn Large

Date

August 12, 2003

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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